

<b>TO:</b> <div style="text-align: center;"> <b>Mail Stop 8</b>  <b>Director of the U.S. Patent and Trademark Office</b>  <b>P.O. Box 1450</b>  <b>Alexandria, VA 22313-1450</b> </div>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
filed in the U.S. District Court Eastern District of North Carolina on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. 5:09-CV-005310BO	DATE FILED 12/9/2009	U.S. DISTRICT COURT Eastern District of North Carolina
<b>PLAINTIFF</b>  Tekelec		<b>DEFENDANT</b>  Performance Technologies, Incorporated
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,967,956 —	11/22/2005	Tekelec
2 6,987,781 —	1/17/2006	Tekelec
3 7,050,456 —	5/23/2006	Tekelec
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 3/3/2010	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,260,086 —	8/17/2007	Tekelec
2 7,088,728 —	8/8/2006	Tekelec
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In the above—entitled case, the following decision has been rendered or judgement issued:

<b>DECISION/JUDGEMENT</b>
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<b>CLERK</b> DENNIS P. IAVARONE, CLERK	<b>(BY) DEPUTY CLERK</b> 	<b>DATE</b> 3/10/10
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